

BEFORE THE

Federal Communications Commission

WASHINGTON, D.C. 20554

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AUG 18 1995

In the Matter of
Replacement of Part 90 by Part 88
to Revise the Private Land Mobile
Radio Services and Modify the
Policies Governing Them

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF SECRETARY

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and

PR Docket No. 92-235

Examination of Exclusivity and
Frequency Assignment Policies
of the Private Land Mobile
Radio Services
To: The Commission

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**PETITION FOR PARTIAL RECONSIDERATION OF
THE INTERNATIONAL MUNICIPAL SIGNAL ASSOCIATION
AND
INTERNATIONAL ASSOCIATION OF FIRE CHIEFS, INC.**

The International Association of Fire Chiefs, Inc.
("IAFC") and the International Municipal Signal Association
("IMSA") respectfully submit this Petition for Partial
Reconsideration of the Commission's Report and Order
released June 23, 1995 in the land mobile "Refarming"
rulemaking. This Petition addresses certain frequencies
available to the Emergency Medical Radio Service ("EMRS") in
PR Docket No. 91-72 and the issue of the treatment of
residual operating authority on those frequencies within the
Special Emergency Radio Service ("SERS") as defined in that
rulemaking.

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I. Introductory Statement.

IMSA is a non-profit organization dedicated to the development and use of electrical signaling and communications systems in the furtherance of public safety. The members of IMSA include representatives of federal, state, county, city, township and borough governmental bodies and representatives of governmental bodies from foreign nations. Organized in 1896, IMSA is the oldest organization in the world dedicated to the activities pertaining to electrical engineering, including the Public Safety use of radio technology.

IAFC is a voluntary, professional membership society. Its approximately 10,000 members comprised of senior Fire Service officials are dedicated to the protection of life and property throughout the United States and abroad. IAFC is the major national professional association representing the interests of senior management in the Fire Service. The Fire Service throughout the United States is the principal provider of first responder emergency medical services.

IAFC and IMSA are recognized as the frequency coordinating committee for the Fire Radio Service and the Emergency Medical Radio Service ("EMRS") and, in conjunction with National Association of Business and Educational Radio,

Inc. (NABER), constitute the recognized coordinating committee for the Special Emergency Radio Service ("SERS").

II. Comments.

In the EMRS rulemaking, the Commission reallocated the frequencies at 453.025-453.175 MHz to the EMRS and limited continued SERS paging on those frequencies to primary status only until January 14, 1998.¹ Those frequencies were paired for EMRS operations.

In the Refarming Report and Order, the SERS rules (Section 90.53) provides for channel-splitting of the 453 MHz channels. This is inappropriate. Since the primary SERS use of the 453 MHz channels terminates on January 14, 1998, there is no reason to expand SERS use of these frequencies by designating split channels in the SERS. EMRS operations do not need to contend with interference from secondary users on the newly-established operating frequencies. Accordingly, the frequencies 453.03125/.03750/.04375/.08125/.08750/.09375/.13125/.13750/.14375/.18125/.18750 and .19375 MHz should be eliminated from Section 90.53(a).

Second, in the SERS, the Commission also has added to the frequency table certain channels at 458-467 MHz, each with a limitation #38. These are derived from

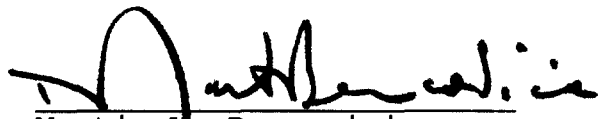
¹ See, 47 C.F.R. § 90.53(b)(26).

Section 90.267 concerning offset operations. Limitation 38 prohibits new system authorization, but allows authorized systems to be "modified." Inasmuch as authorizations pursuant to Section 90.267 are limited to 2 watts,² the Commission should clarify that modification under the SERS frequency listing also is subject to the 2 watt power limit.

Third, the SERS Frequency Table also should be corrected with regard to the frequencies in the 458-467 MHz range derived from Section 90.267. The channel 458.0125 was omitted, and the channel 462.1775 should read "462.1875" MHz.

WHEREFORE, THE PREMISES CONSIDERED, the International Municipal Signal Association and the International Association of Fire Chiefs, Inc., respectfully urge that the Frequency Table for the Special Emergency Radio Service, Section 90.53, be purged of the 453 MHz offset or split channels, and otherwise corrected, as set forth above.

Respectfully submitted,



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² 47 C.F.R. § 90.267(a)(1).